

4207
1 BILL NO. G-78-09- 50

2 GENERAL ORDINANCE NO. G- 33-78

3 AN ORDINANCE amending General Ordinance
4 No. G-97 by authorizing the vacation of
a certain easement.

5 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
6 INDIANA;

7 SECTION 1. Petition for the vacation of a certain easement having
8 been filed with the Fort Wayne City Plan Commission in accordance with
9 Section 44, Chapter 174, of the Acts of the General Assembly of the State
10 of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of
11 the General Assembly of the State of Indiana (I.C. 18-7-5-46), the
12 Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by
13 the Common Council of the City of Fort Wayne on November 26, 1963, is
14 amended by deleting the following easement, to wit:

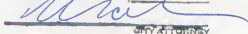
15 an easement, 6 feet in width, for pole lines, sewer and
16 gas, over the Southerly 3 feet of Lots #22, #23, #24,
17 #25, and #26 and over that part of the Northerly 3 feet
18 of Lot #2 lying Westerly of the Southerly projection of
the Easterly line of said Lot #26 all in Rousseau's Sub-
19 division to the City of Fort Wayne, Indiana, according
to the plat thereof recorded in Plat Book 10, page 99 in
the Office of the Recorder of Allen County, Indiana.

20 SECTION 2. After passage of this Ordinance, approval by the
21 Mayor and legal publication, a duly certified copy of this Ordinance, of
22 the recommendation of the Fort Wayne City Plan Commission, and of the
23 action of the Mayor, shall be transmitted by the City Clerk to the Board
24 of Public Works of the City of Fort Wayne, Indiana.

25 SECTION 3. That this Ordinance shall be effective upon passage,
26 approval by the Mayor and legal publication thereof.

27
28 
29 Councilman

30
31
32 APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY

Read the first time in full and on motion by V. Rapp, seconded by Hunter, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 9-26-78

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Stier, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	_____	_____	<u>2</u>	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	<u>✓</u>	_____
<u>HUNTER</u>	_____	_____	_____	<u>✓</u>	_____
<u>MOSES</u>	<u>✓</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 11-14-78

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. 8-33-78 on the 14th day of November, 1978

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of November, 1978, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 16th day of November, 1978, at the hour of 4:30 o'clock P. M., E.S.T.

Rahul Elamathongy
MAYOR

Bill No. G-78-09-50

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation
of a certain easement

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance hls PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

JOHN NUCKOLS - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD J. SCHMIDT

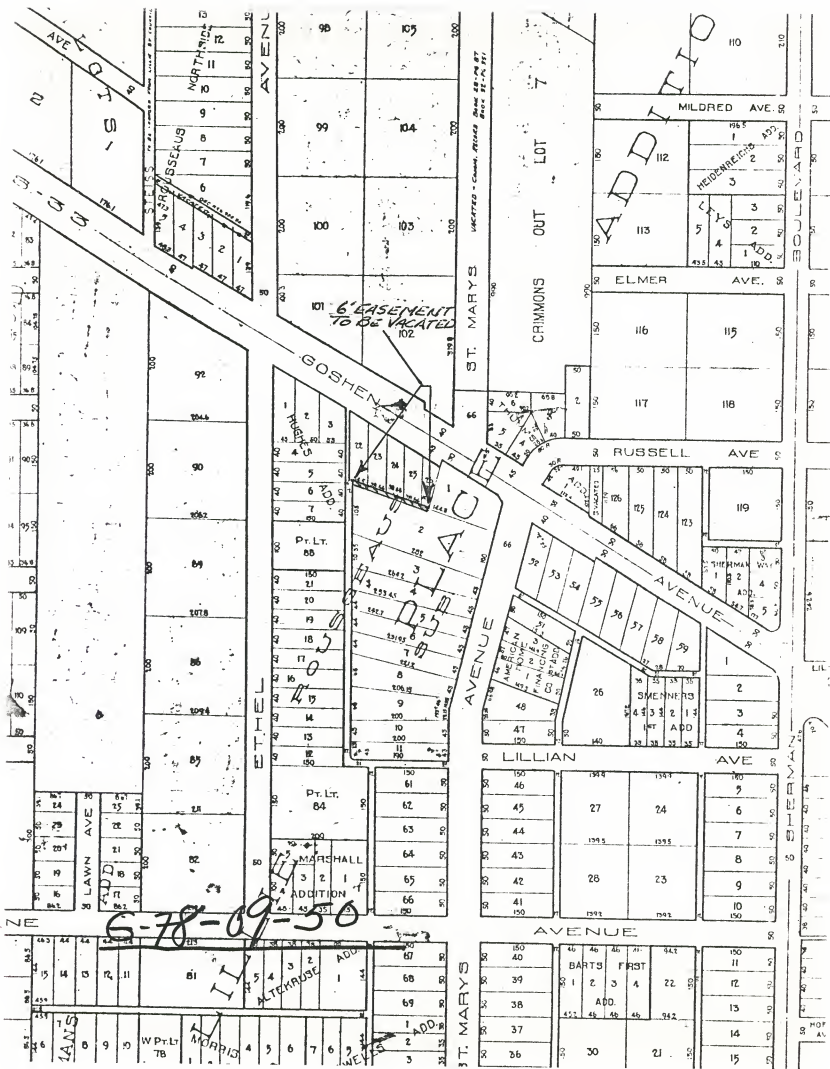
JAMES S. STIER

Vivian G. Schmidt
John Nuckols

James S. Stier

11-14-78
DATE _____ CONCURRED IN
CHARLES W. WESTERMAN CITY CLERK

RECEIPT		Date	2 Oct 78		No.	10642	
Received From		Sturges, Shipping, Treas + Co. Inc.					
Address		927 So. Hamilton					
For		fifty		09/00		Dollars \$ 50-	
		vacation - encement					
ACCOUNT			HOW PAID				
AMT. OF ACCOUNT			CASH				
AMT. PAID			CHECK	✓		Pat B.	
BALANCE DUE			MONEY ORDER				



66-221-15

10/30/78

RESOLUTION 66-221-15

WHEREAS, MC DONALD'S RESTAURANT has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated public utility easement situated in Fort Wayne, Allen County, to-wit:

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots 22, 23, 24, 25, and 26 and over that part of the Northerly 3 feet of Lot 2 lying Westerly of the Southerly projection of the Easterly line of said Lot 26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and through the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, IN.

BW IT FURTHER RESOLVED by the Board of Public Works that the vacation of said utility easement, hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting on October 30, 1978 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 30 DAY OF October, 1978
FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

R E S O L U T I O N

WHEREAS, MC DONALD'S RESTAURANT has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated public utility easement in Fort Wayne, Allen County, to-wit:

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots 22, 23, 24, 25, and 26 and over that part of the Northerly 3 feet of Lot 2 lying Westerly of the Southerly projection of the Easterly line of said Lot 26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 16, 1978, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said utility easement.

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED no public utility occupying and using said easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

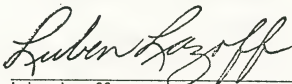
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, _____, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 23, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 27th DAY OF October, 1978

FORT WAYNE CITY PLAN COMMISSION



Luben Lazoff
Secretary

PETITION TO VACATE - Platted Utility Easement

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioner, does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following platted utility easement within the City of Fort Wayne, Indiana, and hereby described as follows:

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots #22, #23, #24, #25, and #26 and over that part of the Northerly 3 feet of Lot #2 lying Westerly of the Southerly projection of the Easterly line of said Lot #26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana.

In support hereof, we as petitioner represent as follows:

1. That we are the owners of the real estate abutting both sides of the platted public utility easement.
2. That the requested vacation will not effect other properties whatsoever.
3. That we will dedicate a new public utility easement and construct at our sole expense a new sanitary sewer replacing the existing 10 inch sanitary sewer line which is the subject of this request.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said public utility easement is not necessary to the growth of the City of Fort Wayne and that it would be in the best interest of the city to permit the vacation of the existing platted easement and the dedication of a new 14 foot easement for replacement thereof.

We file this petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacation as above described.

THEREFORE, we pray that the above described plated public utility easement be vacated according to the provisions of the Indiana Law pertaining thereto.

Dated this 6th day of September, 1978.

Harry L. Grant, agent
for owners

ZOHRAB K. TAZIAN, PE & LS
president
JERRY K. WALKER, PE & LS
vice-president

zk tazian

ASSOCIATES INC.
710 S. BARR ST.
FT. WAYNE, IN. 46802
219-743-0003
219-422-6383

CERTIFICATE OF SURVEY

This document is a record of a resurvey of land and real estate prepared in conformity with established rules of surveying and made in accordance with the records or plat on file in the Recorder's office of Allen County, State of Indiana. The land described exists in full dimensions as shown hereon in feet. It is free from encroachments by adjoining land owners unless specifically stated below. Corners were perpetuated as indicated.

DESCRIPTION OF REAL ESTATE

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots #22, #23, #24, #25 and #26 and over that part of the Northerly 3 feet of Lot #2 lying Westerly of the Southerly projection of the Easterly line of said Lot #26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana.



I hereby certify on the 5th day of September, 19 78 that the above survey is correct.
Surveyed for: McDonald's
Survey No.: Jerry Walker

DIGEST SHEET

4201
TITLE OF ORDINANCE Easement Vacation Ordinance 9-78-09-50DEPARTMENT REQUESTING ORDINANCE Long Range Planning and Zoning - CD&P

SYNOPSIS OF ORDINANCE An easement, 6 feet in width, for pole lines, sewer
and gas, over the Southerly 3 feet of Lots #22, 23, 24, 25 and 26 and over that part
of the Northerly 3 feet of Lot #2 lying Westerly of the Southerly projection
of the Easterly line of said Lot #26 all in Rousseau's Subdivision to the City of
Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99
in the Office of the Recorder of Allen County, Indiana.

EFFECT OF PASSAGE Relocate present sewer and allow construction of a
commercial building.

EFFECT OF NON-PASSAGE Building would not be built.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____

Per



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

November 20, 1978

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of November 24 and December 1, 1978, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinance:
Bill No. Z-78-02-09
Zoning Map No. Z-27-78

General Ordinance No. G-33-78
Bill No. G-78-09-50
Easement

General Ordinance No. G-32-78
Bill No. G-78-09-49
Alley

General Ordinance No. G-31-78
Bill No. G-78-08-12
Street

Please send us 15 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL:1

AN EQUAL OPPORTUNITY EMPLOYER



LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-50 -- General Ordinance No. G-33-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain easement.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-49 -- General Ordinance No. G-32-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-08-12 -- General Ordinance No. G-31-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S 10

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-78-09-50 -- General Ordinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09-- Zoning Map Ordinance No. Z-27-78; were passed by the Common Council on the 14th day of November, 1978, and said Ordinances were duly signed and approved by the Mayor on the 16th day of November, 1978, and now remains on file and on record in my office.

Copies of said Bill No. G-78-09-50 -- General Ordinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Legal Notice
Page 2

Copies of said Bill No. G-78-09-50 -- General Ordinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, are available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) The Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978.

Charles W. Westerman

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at .259¢ cents per line

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above)

\$ 6.50

TOTAL AMOUNT OF CLAIM

\$ 31.62

PRINTING COST

9.9

of single column 1 ems

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

Provision and penalties of Ch. 89, Acts 1967.

The foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Arvilla Dewald

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and publishedin the English language in the city of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

11/24 & 12/1/78

Subscribed and sworn to before me this 1st day of December 1978

Notary Public

My commission expires September 28, 1979

LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-50 — General Ordinance No. G-78-09-50 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain easement.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-49 — General Ordinance No. G-78-09-49 — Zoning Map Ordinance No. G-78-09-49 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-12 — General Ordinance No. G-78-09-12 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-09 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street.

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-78-09-50 — General Ordinance No. G-78-09-50 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-49 — General Ordinance No. G-78-09-49 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-12 — General Ordinance No. G-78-09-12 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-09 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, were duly signed and approved by the Mayor on the 14th day of November, 1978, and now remain on file and on record in my office.

Copies of said Bill No. G-78-09-50 — General Ordinance No. G-78-09-50 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-49 — General Ordinance No. G-78-09-49 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-12 — General Ordinance No. G-78-09-12 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, Bill No. G-78-09-09 — Zoning Map Ordinance amending General Ordinance No. G-77 by authorizing the vacation of a certain street, are available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House

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(1) The Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Fort Wayne, Indiana

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)	_____
	— number of equivalent lines	_____
Head	number of lines	<u>1</u>
Body	number of lines	<u>94</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>97</u>

COMPUTATION OF CHARGES

<u>97</u> lines, <u>1</u> columns wide equals <u>97</u> equivalent lines at <u>.259¢</u> cents per line	\$ <u>25.12</u>
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)	<u>6.50</u>
TOTAL AMOUNT OF CLAIM	\$ <u>31.62</u>

DATA FOR COMPUTING COST

Width of single column <u>9.9</u> ems	Size of type <u>5½</u> point
Number of insertions <u>2</u>	Size of quad upon which type is cast <u>5½</u>

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla Dewald
 Title _____ CLERK

Date December 1, 19 78

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is _____ CLERK _____ of the

JOURNAL-GAZETTE
 a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

11/24 & 12/1/78Subscribed and sworn to before me this 1st day of December, 19 78

Notary Public

My commission expires September 28, 1979H COPY OF
EMENT HERE

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Total number of lines in notice

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at .2594 cents per line

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

for extra proofs of publication (50 cents for each proof in excess of two)

6.50

TOTAL AMOUNT OF CLAIM

\$ 31.62

LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-50 — General Ordinance No. G-33-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain easement.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-49 — General Ordinance No. G-32-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-08-12 — General Ordinance No. G-31-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-27-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S.10.

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-78-09-50 — General Ordinance No. G-33-78; Bill No. G-78-09-49 — General Ordinance No. G-32-78; Bill No. G-78-08-12 — General Ordinance No. G-31-78; Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-27-78; were passed by the Common Council on the 14th day of November, 1978; and said Ordinances were duly signed and approved by the Mayor on the 14th day of November, 1978, and now remains on file and on record in my office.

Copies of said Bill No. G-78-09-50 General Ordinance No. G-33-78; Bill No. G-78-09-49 — General Ordinance No. G-32-78; Bill No. G-78-08-12 — General Ordinance No. G-31-78; Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-27-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

(1) The main floor lobby of the City-County building.

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.

(3) The bulletin board in the lobby at the East door of the Allen County Court House.

Copies of said Bill No. G-78-09-50 — General Ordinance No. G-33-78; Bill No. G-78-09-49 — General Ordinance No. G-32-78; Bill No. G-78-08-12 — General Ordinance No. G-31-78; Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-27-78, are available for reading in the following places in Fort Wayne, Allen County, Indiana.

(1) The Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Fort Wayne, Indiana.

Charles W. Westernman
City Clerk

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978

Charles W. Westernman
City Clerk

PUTTING COST

9.9

of single column 11 cms

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

provision and penalties of Ch. 89, Acts 1967,

at the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

V.E. Gerken

1, 19 78

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s., the dates of publication being as follows:

11/24-12/1/78

Subscribed and sworn to before me this 1st day of December 19 78

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

94

2

97

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at .2594
cents per line

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

6.50

TOTAL AMOUNT OF CLAIM

\$ 31.62

DATA FOR COMPUTING COST

Width of single column 9.9
1 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date December 1, 1978

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

11/24-12/7/78

Subscribed and sworn to before me this 1st day of December 1978

Notary Public

My commission expires September 28, 1979

PH COPY OF
SEMENT HERECharles W. Westerman
City ClerkI, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978.
Charles W. Westerman
City Clerk